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FEE TRANSMITTAL for FY 2005

NOV 23 2004

Patent fees are subject to annual revision.

PATENT FEE TRANSMITTAL FORM

TOTAL AMOUNT OF PAYMENT (\$ 352)

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NOV 30 2004

Technology Center 2000

METHOD OF PAYMENT (check one)						FEE CALCULATION (continued)																																																																																																																																																																																																																																												
<p><input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:</p> <p>Deposit Account Number <input type="text" value="22-0261"/></p> <p>Deposit Account Name <input type="text" value="VENABLE LLP"/></p> <p><input checked="" type="checkbox"/> Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17</p> <p><input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27</p>						<p>3. ADDITIONAL FEES</p> <table border="1"> <thead> <tr> <th>Fee Code</th> <th>Large Entity Fee (\$)</th> <th>Small Entity Fee (\$)</th> <th colspan="3">Fee Description</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr><td>1051</td><td>130</td><td>2051</td><td>65</td><td colspan="3">Surcharge - late filing fee or oath</td><td></td></tr> <tr><td>1052</td><td>50</td><td>2052</td><td>25</td><td colspan="3">Surcharge - late provisional filing fee or cover sheet</td><td></td></tr> <tr><td>1053</td><td>130</td><td>1053</td><td>130</td><td colspan="3">Non-English specification</td><td></td></tr> <tr><td>1812</td><td>2,520</td><td>1812</td><td>2,520</td><td colspan="3">For filing a request for reexamination</td><td></td></tr> <tr><td>1804</td><td>920*</td><td>1804</td><td>920*</td><td colspan="3">Requesting publication of SIR prior to Examiner action</td><td></td></tr> <tr><td>1805</td><td>1,840*</td><td>1805</td><td>1,840*</td><td colspan="3">Requesting publication of SIR after Examiner action</td><td></td></tr> <tr><td>1251</td><td>110</td><td>2215</td><td>55</td><td colspan="3">Extension for reply within first month</td><td></td></tr> <tr><td>1252</td><td>430</td><td>2252</td><td>215</td><td colspan="3">Extension for reply within second month</td><td></td></tr> <tr><td>1253</td><td>980</td><td>2253</td><td>490</td><td colspan="3">Extension for reply within third month</td><td></td></tr> <tr><td>1254</td><td>1,530</td><td>2254</td><td>765</td><td colspan="3">Extension for reply within fourth month</td><td></td></tr> <tr><td>1255</td><td>2080</td><td>2255</td><td>1040</td><td colspan="3">Extension for reply within fifth month</td><td></td></tr> <tr><td>1401</td><td>340</td><td>2401</td><td>170</td><td colspan="3">Notice of Appeal</td><td></td></tr> <tr><td>1402</td><td>340</td><td>2402</td><td>170</td><td colspan="3">Filing a brief in support of an appeal</td><td></td></tr> <tr><td>1403</td><td>300</td><td>2403</td><td>150</td><td colspan="3">Request for oral hearing</td><td></td></tr> <tr><td>1451</td><td>1,510</td><td>1451</td><td>1,510</td><td colspan="3">Petition to institute a public use proceeding</td><td></td></tr> <tr><td>1452</td><td>110</td><td>2452</td><td>55</td><td colspan="3">Petition to revive – unavoidable</td><td></td></tr> <tr><td>1453</td><td>1,370</td><td>2453</td><td>685</td><td colspan="3">Petition to revive – unintentional</td><td></td></tr> <tr><td>1501</td><td>1,370</td><td>2501</td><td>685</td><td colspan="3">Utility issue fee (or reissue)</td><td></td></tr> <tr><td>1502</td><td>490</td><td>2502</td><td>245</td><td colspan="3">Design issue fee</td><td></td></tr> <tr><td>1503</td><td>660</td><td>25403</td><td>330</td><td colspan="3">Plant issue fee</td><td></td></tr> <tr><td>1460</td><td>130</td><td>1460</td><td>130</td><td colspan="3">Petitions to the Commissioner</td><td></td></tr> <tr><td>1806</td><td>180</td><td>1806</td><td>180</td><td colspan="3">Submission of Information Disclosure Statement (37 CFR §1.17(p))</td><td></td></tr> <tr><td>1807</td><td>50</td><td>1807</td><td>50</td><td colspan="3">Processing fee under 37 CFR 1.17 (q)</td><td></td></tr> <tr><td>8021</td><td>40</td><td>8021</td><td>40</td><td colspan="3">Recording each patent assignment per property (times number of properties)</td><td></td></tr> <tr><td>1809</td><td>790</td><td>2809</td><td>395</td><td colspan="3">Filing a submission after final rejection (37 CFR § 1.129(a))</td><td></td></tr> <tr><td>1810</td><td>790</td><td>2810</td><td>395</td><td colspan="3">For each additional invention to be examined (37 CFR § 1.129(b))</td><td></td></tr> <tr><td>1801</td><td>790</td><td>2801</td><td>395</td><td colspan="3">Request for Continued Examination (RCE)</td><td></td></tr> <tr><td>1802</td><td>900</td><td>1802</td><td>900</td><td colspan="3">Request for expedited examination of a design application</td><td></td></tr> </tbody> </table>						Fee Code	Large Entity Fee (\$)	Small Entity Fee (\$)	Fee Description			Fee Paid	1051	130	2051	65	Surcharge - late filing fee or oath				1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet				1053	130	1053	130	Non-English specification				1812	2,520	1812	2,520	For filing a request for reexamination				1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action				1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action				1251	110	2215	55	Extension for reply within first month				1252	430	2252	215	Extension for reply within second month				1253	980	2253	490	Extension for reply within third month				1254	1,530	2254	765	Extension for reply within fourth month				1255	2080	2255	1040	Extension for reply within fifth month				1401	340	2401	170	Notice of Appeal				1402	340	2402	170	Filing a brief in support of an appeal				1403	300	2403	150	Request for oral hearing				1451	1,510	1451	1,510	Petition to institute a public use proceeding				1452	110	2452	55	Petition to revive – unavoidable				1453	1,370	2453	685	Petition to revive – unintentional				1501	1,370	2501	685	Utility issue fee (or reissue)				1502	490	2502	245	Design issue fee				1503	660	25403	330	Plant issue fee				1460	130	1460	130	Petitions to the Commissioner				1806	180	1806	180	Submission of Information Disclosure Statement (37 CFR §1.17(p))				1807	50	1807	50	Processing fee under 37 CFR 1.17 (q)				8021	40	8021	40	Recording each patent assignment per property (times number of properties)				1809	790	2809	395	Filing a submission after final rejection (37 CFR § 1.129(a))				1810	790	2810	395	For each additional invention to be examined (37 CFR § 1.129(b))				1801	790	2801	395	Request for Continued Examination (RCE)				1802	900	1802	900	Request for expedited examination of a design application			
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** or number previously paid, if greater; For Reissues, see above

SUBMITTED BY						Complete (if applicable)	
Name (Print/Type)	Daniel G. Vivarelli, Jr.	Registration No. Attorney/Agent)	51,137	Telephone	(202) 344-8287		
Signature				Date	November 23, 2004		

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.
SEND TO: Commissioner for Patents, Mail Stop Patent Application, Alexandria, VA 22313-1450.



2633 14

41

In re application of:

Masayuki Kashima

Appl. No. 09/973,755

Confirmation No.: 7139

Filed: October 11, 2001

For: **OPTICAL PATH SWITCHING
DEVICE**

Art Unit: 2633

Examiner: David C. Payne

Atty. Docket No. 32011-175820

Customer No.: 26694

RECEIVED

NOV 3 0 2004

Technology Center 2600

Response to Non-Final Office Action

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Non-final Office Action dated August 24, 2004, Applicant submits the following Amendment and Reply:

Amendments to the Claims are reflected in the listing of claims, which begins on page 2 of this paper.

Remarks/Arguments begin on page 17 of this paper.

Please charge \$352.00 to deposit account no. 22-0261 for the net addition of four (4) independent claims. Should any further fee be required by the Office, please charge deposit account No. 22-0261 accordingly and notify the undersigned.